

## State Corporation Commission 2005 Fiscal Impact Statement

**1. Bill Number** HB1505

**House of Origin**    ☐ Introduced    ☐ Substitute    ☒ Engrossed

**Second House**    ☐ In Committee    ☐ Substitute    ☐ Enrolled

**2. Patron**        Tata

**3. Committee**    Passed House

**4. Title**            Birth-Related Neurological Injury Compensation Act; changes.

**5. Summary/Purpose:** Virginia Birth-Related Neurological Injury Compensation Fund. Provides for a rebuttable presumption that the injury does not meet the definition and instead was the result of a premature birth when the infant weighs 1,800 or fewer grams at birth or is at less than 32 weeks gestation.

**6.** No Fiscal Impact on the State Corporation Commission

**7. Budget amendment necessary:** No

**8. Fiscal implications:** None on the State Corporation Commission

**9. Specific agency or political subdivisions affected:** State Corporation Commission Bureau of Insurance

**10. Technical amendment necessary:** No

**11. Other comments:** Under § 38.2-5021 of the Code of Virginia, the State Corporation Commission Bureau of Insurance is responsible for an actuarial analysis of the solvency of the Birth Related Neurological Injury Compensation Fund (Fund). The Bureau's actuarial consultants estimate that as a result of House Bill 1505, the Fund's deficit should decrease by a minimum of \$12.4 million as of December 31, 2006. The anticipated deficit to the Fund by the end of 2006 under current law is \$109.2 million; as a result of House Bill 1505, the projected deficit is estimated to decrease to \$96.8 million as of December 31, 2006. (These projections by the Bureau's actuaries contain a number of limitations and caveats as well as numerous assumptions that underlie the calculations and the results of the analysis.)

**Date:** 02/08/05 / V. Tompkins

cc: Secretary of Commerce and Trade  
Secretary of Health and Human Resources